

Amendment No. 1 to SB0725

Johnson  
Signature of Sponsor

**AMEND Senate Bill No. 725\***

**House Bill No. 913**

by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated Title 8, Chapter 23, Part 2, is amended by adding the following new sections thereto:

**8-23-210.** A state employee association that qualifies for dues deductions pursuant to § 8-23-204 that accepts payment of any dues, fees or assessment from an employee pursuant to an agreement authorized by law shall allow every member to indicate on the member's membership application that none of such member's dues may be directed to or used by the association's political action committee (PAC).

**8-23-211.** When a member of a state employee association that qualifies for dues deductions pursuant to § 8-23-204 requests a written record of the association's expenditures, the state employee association shall account for and report expenses in such detail as necessary to allow employees to determine the proportionate costs of the association's various activities.

**8-23-212.** Sections 8-23-210 and 8-23-211 shall apply only to state employee associations that qualify for dues deductions pursuant to § 8-23-204.

SECTION 2. Tennessee Code Annotated, Section 8-23-204(b), is amended by deleting subdivision (1) in its entirety and substituting instead the following:

(1) Any employee of this state who engages or participates in a work stoppage or who authorizes or encourages a work stoppage commits gross misconduct, and shall immediately and permanently forfeit the right to have deductions from compensation authorized in this section, and may be subject to immediate termination of employment.

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The commissioner of finance and administration is authorized and required to cease and discontinue deducting membership dues under this section for an organization or association, if the commissioner determines that twenty percent (20%) or more of the members of the organization or association in a single work location or facility have engaged in a work stoppage of any kind after June 19, 1981. If the organization or association has members at more than one (1) work location or facility, upon the determination that the members of an organization have engaged in a work stoppage, the commissioner shall cancel and revoke the deduction of membership dues for the members of the organization employed at the work location or facility where the work stoppage has occurred.

SECTION 3. Tennessee Code Annotated, Section 8-50-110, is amended by deleting subsection (a) in its entirety and by substituting instead the following:

(a) Subject to the limitations established in this section, an officer or an employee who belongs to any employee association that is qualified for payroll deduction for association dues as set forth in § 8-23-204 shall be entitled to use two (2) days of the employee's accrued annual leave pursuant to part 8 of this chapter each year to attend a statewide meeting, conference, or convention of the association. The total number of officers or employees entitled to such annual leave shall not exceed four percent (4%) of the total number of employees who are members of the association according to the latest certification of the chief administrative officer made to the commissioner of finance and administration as required by § 8-23-204. Each such association may determine the method of allocating such leave among its members and shall, not less than fifteen (15)

nor more than thirty (30) days prior to the date such leave is to be taken, certify to the commissioner of human resources the names of each person and that person's alternates who have been selected by the association as being entitled to such annual leave to attend the statewide meeting, conference, or convention.

SECTION 4. This act shall take effect upon becoming law, the public welfare requiring it.